

Official Minutes for Webb County Commissioners Court Meeting

Monday, January 10, 2005 at 1:00 PM and continuing
Tuesday, January 11, 2005 at 1:00 PM
(Approved 02-14-2005)

- Item No. 1 Call to order by Judge Louis H. Bruni
Let it be remembered that a regular meeting of the Webb County Commissioners Court was held at 1:00 p.m. at the regular meeting place with the following members present to wit:

Louis H. Bruni	County Judge
Frank Sciaraffa	Commissioner, Pct. 1
Judith Gutierrez	Commissioner, Pct. 2
Jerry Garza	Commissioner, Pct. 3
David Cortez	Commissioner, Pct. 4

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 6th and 7th of January 2005. Present also were Ms. Nora Elia Prado, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

- Item No. 2 Roll Call – Margie Ramirez Ibarra, Webb County Clerk

- Item No. 3 Pledge of Allegiance – Led by All

- Item No. 4 Approval of minutes

Cmr. Gutierrez motioned to approve the minutes as presented. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 5 Approval of bills, payroll and monthly reports

Mr. Leo Flores, County Auditor, welcomed the new court. He stated that he would be streamlining his report to make it easier to review. He stated that his report will no longer show information regarding the JJAEP since it will be reported by that program.

Cmr. Sciaraffa motioned to accept the Auditor's Report. Cmr. Garza seconded the motion.

Cmr. Cortez congratulated whoever took the initiative to schedule the seminar conducted by Zaffirini Communications. He stated that it was a very informative seminar and was less expensive than sending employees out of town for training. He also stated that the court was able to raise salaries, lower the tax rate and still increase the fund balance. He congratulated Mr. Flores for a very thorough report.

Motion carried 5-0 by unanimous consent.

Ms. Delia Perales, County Treasurer, stated that she was filing her November report and would be submitting her December report at the next meeting. She advised the Court that Mr. Nicolas R. Hernandez, former County Auditor, passed away this week. She stated that he was the first auditor to introduce the Budget book.

Cmr. Garza inquired as to what was being done to reverse the deficit in the Health Benefit Fund. Mr. Leo Flores, County Auditor, stated that there were several ideas. He stated that one that has been implemented were the higher premiums and co-pays with the possibility of additional charges next year. He stated that the belief is that the increase in co-pays will reduce the number of claims filed. Cmr. Garza also expressed concerns about the Brooks County agreement which has always been in a deficit. Mr. Flores stated that this was not a deficit but a cost and that they have been working to keep this cost to a minimum.

Cmr. Sciaraffa motioned to accept the Treasurer's Report. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 6 Communications

Judge Bruni sent his condolences to Ms. Margie Ramirez Ibarra, County Clerk, for the passing of her husband, Juan Alberto Ibarra on December 21st and to the family of Nicholas Hernandez, former County Auditor, who passed away this past week.

Cmr. Gutierrez expressed her condolences to the family of Elva Santos, wife of former Cmr. Santos, who passed away.

Cmr. Cortez welcomed the new court members. He stated that Cmr. Gutierrez is very knowledgeable and was there to help him when he came into office and was sure that she would do the same for the incoming court members. He stated that the Bruni family has been known for their contributions to the community. He stated that he would bring an item before the court to name the Penitas West Community Center in memory of Judge Bruni's parents.

Cmr. Garza thanked everyone for their assistance in the past week. He stated that he looked forward to working with everyone. He stated that he has learned to yield to knowledge and experience and hopes to learn more as time goes by.

Cmr. Gutierrez welcomed the new court members and stated that she looked forward to working with them on new and ongoing projects.

Cmr. Sciaraffa thanked the people of Pct. 1 for electing him to this position. He stated that it was a great honor and privilege to be able to work to better the lives of the residents of Webb County. He thanked the department heads and elected officials who he has met with in the last 8 months.

Judge Bruni stated that he looked forward to a new beginning with more harmony. He stated that it was hard work to serve as an elected official but that Cmr. Garza and Cmr. Sciaraffa are right for the job.

Cmr. Cortez welcomed former Cmr. Jerry Vasquez who was present at the meeting.

Judge Bruni stated that if former Cmr. Vasquez would be speaking, the three minute rule would be waived for him.

Item No. 7 Public Comment

Mr. Homero Ramirez, County Attorney, recommended that the court refrain from moving items up during the Public Comments.

Mr. Ramon Munoz (interpreted by Mr. Jerry Vasquez) was present to address Item No. 14. He thanked the court for placing this item on the agenda. He stated that he wanted the court to take appropriate action and address their concerns about trash pick up at Pueblo Nuevo.

Mr. Limon (interpreted by Mr. Jerry Vasquez) was present to address Item No. 14. He stated that it was not fair to fine the residents of Pueblo Nuevo for illegal dumping when they were advised that all trash needed to be collected for pick-up.

Ms. Maria E. Meyer was present to address Item No. 14. She stated that she advised residents to place their trash in piles at certain locations in Pueblo Nuevo. She stated that she has spoken with Cmr. Gutierrez about trash pick up on October 1st and was advised that it would be picked up but it never was. She stated that the residents always remember those who help them out and wants the trash to be picked up. She stated that it is a health hazard having the trash lying around.

Mr. Jerry Vasquez was present to address Item No. 14 and No. 16. He stated that the court needed to take control of this and future meetings and should not allow Mr. Homero Ramirez, County Attorney, to dictate the meetings as per his interpretation or misinterpretation of the law. He stated that he has visited the trash sites at Pueblo Nuevo and encouraged the court members to do so as well. He urged Cmr. Gutierrez to expedite a solution to this problem. He stated that Item No. 16 calls for RFQ's for County Engineer and that it will be a hard decision for Cmr. Sciaraffa and Cmr. Garza to make. He stated that they need to look not only at their qualifications but at their ability to work with others.

Mr. Ricardo Romo was present to address Item No. 16. He stated that the court needed to pay more attention to the small cities and colonias that come before the

court for assistance. He stated that they are tired of promises being made in the court but that are not followed through.

Mr. Rafael Rodriguez was present to address Item No. 16. He stated that the court needed to take action on the water issues in Rio Bravo and El Cenizo. He stated that the homes are not the only ones being affected but the schools, Head Start centers and community centers also. He stated that everyone is drinking the contaminated water because they have no other choice since they are low-income families. He stated that the new pipes being put in are also dirty.

Mr. Villa was present to address Item No. 16. He stated that the water meters are not being checked and that many are under several layers of caked-on dirt. He stated that one lady that he interviewed about water services stated that she used to be billed \$142 a month but that it had dropped to \$72 which was still very high for a single person household. He stated that the Health & Safety Code prohibits the availability of contaminated water. He stated that the new water tank was rusted and was not cleaned before being installed.

Cmr. Sciaraffa stated that this item will be addressed. He stated that he has visited with the residents of El Cenizo and Rio Bravo.

Ms. Ana Cordova was present to address Item No. 16. She stated that this is a very important issue. She stated that their main concern was the quality of water in the schools. She stated that the parents are doing what they can to purify the water or purchase bottled water for the home but that the children are drinking contaminated water at the schools.

Ms. Gloria Ramon was present to address Item No. 16. She stated that this item has been brought before the court several times and that nothing has been done before. She stated that members of the court visited the colonias approximately 90 days ago and since then nothing has been done. She stated that several residents, including children, have been diagnosed with stomach infections due to the quality of the water. She stated that they needed a response now, not months or years down the line.

Mr. Anthony Peterson was present to address Item No. 16. He stated that the water issues needed to be addressed and the persons responsible needed to be held accountable.

Mr. Jack Anisson was present to address the court regarding the Golf Course. He stated that the golf course contract should be taken out for bids. He stated that it was awarded to the present contractor ten years ago for an initial three year contract which has been extended over the years. He stated that his company was one of the bidders 10 years ago and presented many ideas, some of which were implemented by the operator.

RECESS (2:35 pm to 2:48 pm)

Cmr. Cortez requested that the Item No. 16 be moved up. Judge Bruni stated that items will be taken in the order of the agenda.

- Item No. 8 Discussion and possible action to transfer slot #1989 from Department #0500(Management Information Systems), including funds, to Bruni Community Center; slot to be re-named as "Director" slot."

Cmr. Sciaraffa motioned to approve the item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 9 Discussion and possible action to transfer \$12,467.00 from slot #1742, Department 0200 (Webb County Judge) to slot #1989 Director, Bruni Community Center.

Cmr. Sciaraffa motioned to approve the item as submitted. Cmr. Cortez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 10 Discussion and possible action to transfer slot #1742 from Department #0200, (Webb County Judge), with remaining funds, to Rio Bravo Community Center; slot to be re-named as "Director" slot.

Cmr. Gutierrez motioned to approve the item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 11 Discussion and possible action to fill director position at Rio Bravo Community Center [Department #6105; slot #1742], and setting annual salary at \$30,728.00

Cmr. Gutierrez motioned to approve the item as submitted. Cmr. Cortez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 12 Discussion and possible action to fill director position at Bruni Community Center [Department #6108; slot #1989], setting annual salary at \$30,728.00

Cmr. Garza motioned to approve the item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 13 Discussion and possible action to appoint Commissioner Sciaraffa to the Webb County Purchasing Board.

Cmr. Gutierrez motioned to approve the item as submitted. Cmr. Cortez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 14 Status report on the illegal trash sites at Pueblo Nuevo.

Mr. Jose Luis Rodriguez, Road and Bridge Superintendent, stated that he was asked about this item approximately two months ago. He stated that he went out and took pictures of the trash sites and submitted them to the County Attorney and County Engineer. He stated that the County only picks up garbage at Bruni, Mirando City, Aguilares, Oilton, Penitas and Los Botines. Cmr. Gutierrez stated that she is working with the County Attorney since there is some concern regarding the legality of picking up garbage on a particular street in Pueblo Nuevo. Mr. Homero Ramirez, County Attorney, stated that as of October 2004, a formal complaint was filed with TCDQ after receiving complaints about the trash sites. He stated that there is no confirmation that the dumping sites are on county roads or that the ROW's are in place to allow Mr. Rodriguez to pick up the garbage. He stated that it was illegal dumping and recommended that if the garbage is picked up, a warning be issued to the property owners. He stated that several sites were organized in anticipation of pickup and that though many roads are county dedications, some ROW's are pending. He stated that unless the ROW's are confirmed, garbage pickup cannot be done. He stated that he would meet with Mr. Tomas Rodriguez and Mr. Jose Luis Rodriguez to try and come up with a solution to this matter. Cmr. Cortez brought up the possibility of contracting with a private company to pick up the garbage. Ms. Gloria Ramon stated that former County Judge Mercurio Martinez used to provide dumpsters to the residents every year.

Item No. 15 Status report on the Webb County Youth Village Project

Cmr. Sciaraffa stated that this project has been ongoing for a while and wanted to see where they are at.

Mr. Carlos Villarreal, Court Executive Administrator, advised the court that Mr. Richard Perez, San Antonio City Councilman was present along with his fellow councilmen. Mr. Perez stated that it was a pleasure to be here and congratulated the court for a job well done. He stated that they came down to attend Congressman Henry Cuellar's swearing in ceremony.

Mr. Frank Rotnofsky, Frank Architects, stated that the project stands on HWY 359 on the land site being purchasing. He stated that they are preparing the construction drawings and are pending the geotechnical studies. The court was advised that the building has complied with all ACA guidelines, which are comparable to federal

guidelines. Cmr. Garza inquired about pending legislation to increase the population requirements for JJAEP to counties with populations over 300,000, which Webb County would not meet. He questioned whether there was a contingency plan in place if this legislation passed since it would result in the loss of federal funding. Mr. Villarreal stated that this was a very important issue since the JJAEP is paying for a percentage of the project. Mr. Raul Casso, Chief of Staff, stated that the county's legislative liaison is looking into the issue. Mr. Ed Quiroga stated that each building is a separate component and can be added or modified. He stated that the design build allows for flexibility. Judge Jesus Garza, County Court at Law No. 2, stated that this project has been in the works since 1994 until it was finally brought to the voters in 2001.

Item No. 16 Status report on the current conditions and improvements to the water treatment and water distribution system in Rio Bravo and El Cenizo

Mr. Tomas Rodriguez, County Engineer, stated that he disagreed with the comments made regarding the water contamination in Rio Bravo and El Cenizo. He stated that the haloacetic acids were higher than standards due to chlorine disinfection. He stated that samples have been taken as changes have been made. He stated that the contractor who placed the water tank did not pass the inspection and that the water tank does not have water. He stated that the tank would need to be sandblasted on the inside and outside, re-painted and then pass the inspection before it can be operable. He stated that the Water Development Board currently does not have any monies available but was advised to apply so that when monies are available, grants can be awarded at the current rate of 82% Water Development Board and 18% county funding.

Cmr. Gutierrez motioned to move up Item No. 39, No. 40, No. 51, No. 42 and No. 43. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 39 Discussion and Possible for scheduling a walk-through with the Webb County Commissioners through several departments relating to the Sheriff's Department and possible action to improve in-house structural conditions.

Mr. Rick Flores, County Sheriff, stated that he placed this item on the agenda since there have been some structural problems with the facility. He stated that though the jail is under compliance, there is a lot of work that needs to be done. He stated that there have been occasions when the kitchen has become flooded. He stated that the kitchen floors are cracked and the ceiling tiles are falling. He stated that this puts the employees and inmates who work in the kitchen in grave danger. Cmr. Garza stated that the working conditions are not what they are supposed to be. He stated that there is water leaking all over the place from numerous pipes. He stated that the deputies need to work in the best conditions possible. Mr. Flores stated that some problems have long been ignored and that the grease trap in the kitchen is a phantom and was only placed there to meet the guidelines. He stated that the

repairs needed would be costly and that \$58,889 was paid out to former employees for comp time owed. Mr. Leo Flores, County Auditor, stated that those payments are processed through the payroll department of the Treasurer's Office.

Item No. 41 Discussion and possible action to seek funds authorizing an External Audit of the Webb County Sheriff's Department.

Mr. Rick Flores, County Sheriff, stated that he does not have the monies available for his but needs to verify the discrepancies being found by the County Auditor.

Cmr. Cortez motioned to instruct Mr. Leo Flores, County Auditor, to look into the cost and come back with a funding source and that this would be pending the completion of the County Auditor's audit. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Mr. Homero Ramirez, County Attorney, stated that a resolution needed to be put in place to request an external audit and articulate the reasons for it. He stated that he would bring an item to this effect at the next meeting. Mr. Leo Flores, County Auditor, stated that his audit would be completed within 30 days.

Item No. 40 Discussion and possible action to approve the following changes for personnel of the Webb County Sheriff's Department effective January 1, 2005. The salary increases are equal to the salary decreases and the amount of personnel costs budgeted for fiscal year 2004-2005 remain unchanged.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Mr. Carlos Villarreal, Court Executive Administrator, stated that he has met with Mr. Rick Flores, County Sheriff, who has reduced some of the higher salaries to be able to hire additional deputies.

Motion carried 5-0 by unanimous consent.

Item No. 42 Discussion and possible action of approval to grant County Auditor, authority to expend funds from the South Texas HIDTA Laredo Initiative for FY 2005, effective January 1, 2005.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 43 Discussion and possible action to purchase the following vehicles from the state seizure fund account no. 168-2001-8801 thru H-GAC Bid VE

10-03 in the amount of \$220,905.25 from Phil-Pott Motors, Inc.

• Four (4) Patrol Vehicles	\$124,944.60
• One (1) Administrative Vehicle	\$ 24,546.15
• Two (2) patrol pick-up trucks	\$ 70,814.50
• Administrative fee	\$ 600.00
TOTAL	\$220,905.25

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Cortez motioned to bring back Item No. 7. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 7 Public Comment

Mr. Rogelio Rodriguez was present to address Item No. 16. He stated that he invited Mr. Tomas Rodriguez, County Engineer, to attend their meeting on Thursday and drink water directly from the faucet

Ms. Virginia Villa was present to address Item No. 16. She stated that they are not happy with the report given by Mr. Tomas Rodriguez, County Engineer, and feel that it was not true.

Ms. Gloria Ramon stated that after they received the report from Mr. Rodriguez, they went to TCDQ and were told that the water conditions were not compliant. She stated that they were advised that TCDQ would be filing a lawsuit against the county on this matter.

Mr. Homero Ramirez, County Attorney, advised the court to not make any comments due to concerns about possible litigation. He stated that in regards to Item No. 14, the Notice of Acceptance for the ROW's was filed April 2004. He stated that he would advise Mr. Jose Luis Rodriguez, Road & Bridge Superintendent, to begin garbage pick up as well as send a letter to the residents advising them of illegal dumping restrictions.

RECESS (4:21 pm to 4:42 pm)

Item No. 17 Discussion and possible action to enter into an Amendment One (1) for Grant 5311 (RPT 0502(22) Grant Agmt. No. 51522F7032) with the Texas Department of Transportation for the incorporation rollover funds of TEN THOUSAND FIVE HUNDRED AND SIXTY DOLLARS (\$10,560.00) from FY 2004 into the FY 2005 grant agreement for a new total award amount of FOUR HUNDRED AND TWENTY-TWO

THOUSAND AND FIFTY-TWO DOLLARS (\$422,052.00) and authorizing the County Judge to sign all relevant documents. [Requested by El Aguila Transportation, Account No. 980-4200-3501 (Revenue)]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 18 Discussion and possible action to enter into a one (1) year (January 10, 2005 through January 9, 2006) equipment maintenance agreement with Hewlett-Packard Express Services to provide maintenance support for a HP Design Jet 800 PS Printer utilized by the Planning Department at a cost of SEVEN HUNDRED TWENTY-FIVE DOLLARS (\$725.00), and authorizing the County Judge to execute all relevant documents. [Requested by Planning Department, Account No. 010-102-6402 (Repairs and Maintenance Equipment)].

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 19 Discussion and possible action to enter into a one (1) year (January 10, 2005 through January 9, 2006) equipment maintenance agreement with Hewlett-Packard Express Services to provide maintenance support for a HP LaserJet 4100 Printer utilized by the Planning Department at a cost of ONE HUNDRED AND NINETY-TWO DOLLARS (\$192.00), and authorizing the County Judge to execute all relevant documents. [Requested by Planning Department, Account No. 010-102-6402 (Repairs and Maintenance Equipment)].

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 20 Discussion and possible action to enter into a one (1) year (January 10, 2005 thru January 9, 2006) maintenance agreement with Nevill Business Machines, Inc. for a Kyocera Mita Copier for an annual amount of ONE THOUSAND THREE HUNDRED AND EIGHTY DOLLARS (\$1380.00) and with overages at \$0.15 after twelve thousand (12,000) copies and authorizing the County Judge to sign all relevant

documents. [Requested by Planning Department; Account No. 010-0102-6222 (Repairs and Maintenance)]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 21 Discussion and possible action to enter into an Equipment Lease Agreement with Office Communications Systems, Inc. for one (1) Toshiba ES 810 Digital Copier and accessories to be located at the Webb County Planning Department for a thirty-six month period (January 10, 2005 through January 9, 2008) in the amount of THREE HUNDRED AND FORTY-FIVE DOLLARS AND TWENTY-NINE CENTS (\$345.29) per month for a total of TWELVE THOUSAND FOUR HUNDRED AND THIRTY DOLLARS AND FORTY-FOUR CENTS (\$12,430.44) over the lease term and authorizing the County Judge to sign all relevant documents. [Requested by Webb County Planning Department, Account No. 010-0102-6014 (Equipment Rental)].

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 22 Discussion and possible action to enter into an Equipment Maintenance Agreement with Office Communications Systems, Inc. for one (1) Toshiba ES 810 Digital Copier for the Planning Department for a twelve month period (January 10, 2005 through January 9, 2006) with copy overages invoiced at \$.0058 per print copy and authorizing the County Judge to sign all relevant documents. [Requested by Webb County Planning Department, Account No. 010-0102-6014 (Equipment Rental)].

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 23 Discussion and possible action to enter into an Equipment Maintenance Agreement with Office Communications Systems, Inc. for one (1) Lanier 5635 Digital Copier for the Webb County Pre-Trial Services for an annual base rate of FIVE HUNDRED AND NINETY-FIVE DOLLARS (\$595.00) for a twelve month period (November 1, 2004 through

October 31, 2005) with copy overages invoiced at \$.0095 per print copy and authorizing the County Judge to sign all relevant documents. [Requested by Pre-Trial Services, Account No. 011-1205-6402 (Repairs & Maintenance)]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 24 Discussion and possible action to enter into three (3) year service agreement with National Product Care Company thru Sam's Club for a Fuji Film Fine Pix S3000 Digital Camera for a total amount of THIRTY-NINE DOLLARS AND NINETY-FIVE CENTS (\$39.95) and authorizing the County Judge to sign all relevant documents. [Requested by Planning Department, Account No. 010-0102-6402 (Repairs and Maintenance Equipment)]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 25 Discussion and possible action to enter into three (3) year service agreement with National Product Care Company thru Sam's Club for a JVC Compact VHS Camcorder for a total amount of THIRTY-NINE DOLLARS AND NINETY-FIVE CENTS (\$39.95) and authorizing the County Judge to sign all relevant documents. [Requested by Planning Department, Account No. 010-0102-6402 (Repairs and Maintenance Equipment)]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 26 Discussion and possible action to enter into a two (2) year (December 31, 2004 through December 30, 2006) software maintenance agreement with Sirius Computer Solutions Contract for the iSeries 400 equipment for an annual cost of TWENTY SEVEN THOUSAND THREE HUNDRED AND SEVENTY-ONE DOLLARS (\$27,371.00) for a total of FIFTY-FOUR THOUSAND SEVEN HUNDRED AND FORTY-TWO DOLLARS (\$54,742.00) over the term of the agreement and authorizing the County Judge to sign all relevant documents.

[Requested by MIS Department, Account No. 001-0500-6402 (Repairs and Maintenance)]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 27 Discussion and possible action to enter into one (1) year agreements with Trimble Navigation Limited through GeoShack, Inc. for:
1. Three (3) extended limited warranties for 4600 Receivers at ONE HUNDRED AND FIFTY DOLLARS (\$150.00) each to equal FOUR HUNDRED AND FIFTY DOLLARS (\$450.00)
 2. One (1) Survey Controller Extended Warranty at FIVE HUNDRED AND EIGHTY DOLLARS (\$580.00)
 3. One (1) software support agreement at SIX HUNDRED AND FIFTY DOLLARS (\$650.00)
- for a total of ONE THOUSAND SIX HUNDRED AND EIGHTY DOLLARS (\$1,680.00) over the term and authorizing the County Judge to sign all relevant documents. [Requested by Planning Department, Account No. 010-102-6402 (Repairs and Maintenance Equipment)].

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 28 Discussion and possible action to approve the recommendation by the Webb County Housing Rehabilitation Scoring Committee as part of the project grant, TCDP Contract #719000 and authorize the County Purchasing Agent to solicit construction bids in accordance with Grant and County requirements. All proposed Housing Rehabilitation activity will be paid for through grant funds. (See attached list)

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 29 Discussion and possible action authorizing partial final payment of the retainage in the amount of \$16,666.65 to Zertuche Construction for the Oilton & Mirando Community Center Parks. A balance of \$10,000.00 will be held until the foundation is repaired in Mirando.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 30 Discussion and possible action to fill vacant position, Slot # 2203, Project Coordinator, at a salary of \$2,205.87 biweekly from the present to March 31, 2005, and \$2,272.04 biweekly from April 1st to September 30th, 2005.

Cmr. Gutierrez motioned to approve item with discussion. Cmr. Sciaraffa seconded the motion.

Mr. Tomas Rodriguez, County Engineer, stated that the correct amounts are \$1,676.26 to March 31st and \$1,726.74 from April 1st to September 30th.

Cmr. Sciaraffa motioned to approve item with changes presented. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 31 Discussion and possible action to obtain the services of contractors to make the emergency repairs required to the First and Second Floors of the Justice Center without going out for bids as per Local Government Code Section 262.024 (a) (1) Discretionary Exemptions.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Mr. Homero Ramirez, County Attorney, stated that item would need to be approved with an order granting an exception to competitive bidding. Mr. Carlos Villarreal, Court Executive Administrator, stated that there was a \$50,000 deductible and that the company has worked with the county before. He stated that he is working on getting additional information as to the cause of the flooding. Mr. Tomas Rodriguez, County Engineer, stated that sensor devices are being installed in all faucets that will send a signal to the main valve in the event of any problems,

Motion carried 5-0 by unanimous consent.

- Item No. 32 Discussion and possible action authorizing Change Order No. 3 to Ramos Industries, Inc. Increasing the Contract from \$1,350,040.00 by \$31,525.00 to a total of \$1,381,565.00. The increase of \$31,525.00 is to correct a conflict with an existing 8" water line and to provide water service to each lift station via boring underneath Espejo Molina Road to the TWDB-EDAP Waste Water Collection System project on the north side of El Cenizo.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 33 Discussion and possible action authorizing Change Order No. 1 to C. G. Construction increasing the Contract from \$178,658.12 by \$43,877.15 to a total of \$222,535.27. The increase of \$43,877.15 is for additional improvements to the District Clerk's Offices, Tax Assessor & Collector Office, and Ramp for the entrance to the Veteran's Office and to the sprinkling system.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 34 Discussion and possible action authorizing the County Judge to execute three 12 foot utility easements with AEP/CPL for the three lift stations of the TWDBEDAP Wastewater Collection System, Force Main and three Lift Stations Project for El Cenizo.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 35 Discussion and possible action to authorize the following line item transfer: (Justice of the Peace Pct. 4)

From:	Materials & Supplies Account #6250	\$775.00
To:	Repairs & Maintenance Account # 6402	\$775.00

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 36 Discussion and possible action to ratify the issuance of a "Certificate Regarding Compliance with Plat Requirements and the "Connection of Utilities" to authorize utility connection to the following site:

Connection(s) qualifying under Section 232.029(a) with the determination under Sections 232.028 (a) and (b):

1. Block 73, Lots 2&4, Bruni Subdivision (electricity-one dwelling only).

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 37 Discussion and possible action to ratify the issuance of a "Certificate Regarding Compliance with Plat Requirements and the "Connection of Utilities" to authorize utility connection to the following site:
Connection(s) qualifying under Section 232.029(b) with determinations under Sections 232.02 (b) (2) and (b) (3):

1. an unplatted 9.0441 acre tract, more or less, out of Survey 989, Abstract 272, as further described in Volume 1097, Pages 304-305 of the Webb County Deed Records (electricity-one dwelling only).

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 38 Discussion and possible action to fill the following slots at the salary approved by the 2004-05 Budget:

Slot 0669	Maintenance Aide	\$8.46/hour
Slot 0677	Maintenance Aide	\$8.46/hour
Slot 0700	Maintenance Aide	\$8.46/hour
Slot 1744	Dump truck Driver	\$10.15/hour
[FUND 010 DEPARTMENT 7002]		
Slot 55	Mechanic	\$10.28/hour
[FUND 001-0108 DEPARTMENT 7002]		

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Mr. Leo Flores, County Auditor, stated that Item No. 40 should be effective 01-10-2005. Mr. Homero Ramirez, County Attorney, stated that when action is taken on salaries, changes can be retroactive if stated but will be effective today.

Cmr. Cortez stated that this had been a smooth, fruitful and cordial meeting and was glad that the issue regarding garbage pick up had been addressed.

- Item No. 44 Adjournment

Cmr. Garza motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.